

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Cheyanne Ralph	Team: Squad #2	CCRB Case #: 201803837	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 05/06/2018 1:40 AM	Location of Incident: § 87(2)(b)	Precinct: 75	18 Mo. SOL 11/6/2019	EO SOL 11/6/2019	
Date/Time CV Reported Sun, 05/06/2018 2:20 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 05/15/2018 11:03 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Daniel Gerardi	24821	953902	075 PCT
2. SSA Robert Martinez	01369	922716	075 PCT
3. POM Noel Damico	12566	951650	075 PCT
4. POM Samuel Hui	28856	953978	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Daniel Gerardi	Force: Police Officer Daniel Gerardi used physical force against § 87(2)(b)	
B.POM Daniel Gerardi	Force: Police Officer Daniel Gerardi used physical force against § 87(2)(b)	
C.SSA Robert Martinez	Force: Sergeant Robert Martinez used physical force against § 87(2)(b)	
D.SSA Robert Martinez	Force: Sergeant Robert Martinez used physical force against § 87(2)(b)	
E.SSA Robert Martinez	Discourtesy: Sergeant Robert Martinez spoke discourteously to § 87(2)(b)	
F.SSA Robert Martinez	Discourtesy: Sergeant Robert Martinez spoke discourteously to § 87(2)(b)	
G.POM Noel Damico	Force: Police Officer Noel Damico used physical force against § 87(2)(b)	
H.POM Noel Damico	Force: Police Officer Noel Damico used physical force against § 87(2)(b)	
I.POM Samuel Hui	Force: Police Officer Samuel Hui used physical force against § 87(2)(b)	
J.POM Samuel Hui	Force: Police Officer Samuel Hui used physical force against § 87(2)(b)	

Case Summary

On May 6, 2018, § 87(2)(b) filed this complaint with the Internal Affairs Bureau (IAB) via telephone on behalf of her husband, § 87(2)(b) and her stepson, § 87(2)(b). On May 15, 2018, the Civilian Complaint Review Board (CCRB) received this complaint under IAB Log #2018-18121.

Between May 18, 2018, and June 8, 2018, five calls were made to § 87(2)(b) to discuss the incident. During the first call, a voicemail message was left. On May 23, 2018, the undersigned investigator spoke to § 87(2)(b) who confirmed his contact information and stated that he would like to discuss the CCRB complaint with his civil attorney before he provided a statement to the agency. Between May 30, 2018, and June 8, 2018, four additional calls were made to § 87(2)(b) via telephone. During these calls § 87(2)(b) stated that he had still not spoken to his civil attorney but that he wished to place the CCRB complaint on hold while the civil case proceeded. He was informed that he could petition to reopen the case after the conclusion of his civil case.

On June 14, 2018, the undersigned investigator spoke to § 87(2)(b) who chose to defer to his father and not provide a statement to the CCRB pending the civil case. He was informed that he could petition to reopen the case after the conclusion of the civil case.

This case has seven Body Worn Camera videos which are located in IA#16-27. The videos show possible misconduct but do not show the full extent of the incident as alleged by the civilians.

§ 87(2)(g)

Squad No.: ___2___

Investigator:	_____	_____	_____
	Signature	Print Title & Name	Date

Squad Leader:	_____	_____	_____
	Signature	Print Title & Name	Date

Reviewer:	_____	_____	_____
	Signature	Print Title & Name	Date